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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Via Hand Delivery

Magalie Roman Salas, Secretary
Federal Communications Commission
445 12th St., S.W., Room TW-B204
Washington, D.C. 20554

**Re: Written *Ex Parte* Communication
in ET Docket No. 98-206**

Dear Ms. Salas:

On December 8, 1999, SkyBridge L.L.C. ("SkyBridge") and the Fixed Wireless Communications Coalition ("FWCC") (collectively, the "Parties") filed a joint letter in the above-referenced proceeding (the "December 8 Letter") in which the Parties set out the details of a proposed regulatory scheme to govern the use of the 10.7-11.7 GHz band by nongeostationary orbit fixed satellite service ("NGSO FSS") systems and the fixed service ("FS"). The Parties hereby supplement and clarify certain points raised in the December 8 Letter.

First, at page 4, note 6 of the December 8 Letter, the Parties stated that a map would be submitted to the Commission which would illustrate the differences between the areas that would be covered by the FS Growth Zone concept discussed in that letter and the areas that would fall within the exclusion zones proposed in the

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Notice of Proposed Rulemaking ("NPRM") in the above-referenced proceeding. Attached hereto is such a map.^{1/}

With regard to the proposed definition of an FS Growth Zone, the Commission staff has asked for additional clarification of the Parties' intent. Specifically, the definition appearing at page 4 of the December 8 Letter specifies licensed "channels" as the initial factor in determining whether a particular county qualifies as a Growth Zone, while in the explanatory discussion in the December 8 letter that followed the definition (see pp. 4-5, 8), the Parties used both "channels" and "transmitters" in discussing the threshold requirement for FS Growth Zone status.

To avoid any confusion, the Parties would substitute the word "frequency" for the word "channel" in the definition. Thus, the definition of FS Growth Zone would read as follows:

An FS Growth Zone is defined as any county in which, based on a semi-annual determination, at least 30 FS frequencies are licensed to transmit in the 10.7-11.7 GHz band. Prior to the effective date of this section, the Commission shall issue a Public Notice listing the counties that meet this criterion at that time. At six month intervals thereafter, the Commission shall issue a new list of counties that qualify as FS Growth Zones.

This clarification is consistent with the term used on the relevant Commission licenses and database, review of which would be required to compile the proposed semi-annual FS Growth Zone list. The discussion of the Growth Zone concept in the December 8 Letter should be construed in a manner consistent with this clarification.

^{1/} The map was derived using a 1998 Comsearch database and the exclusion zone coordinates provided in the NPRM. Due to a software anomaly, some of these coordinates, when transposed to the instant map, create some minor discrepancies (immaterial for the instant purpose) in the exclusion zone locations.

If there are any questions regarding this matter, please contact any of the undersigned.

Respectfully submitted,

FIXED WIRELESS
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